

EXHIBIT A

10/31/24, 11:46 AM

Division of Corporations - Filing

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Department of State: Division of Corporations

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HOME

Entity Details

THIS IS NOT A STATEMENT OF GOOD STANDING

File Number: **7022136** Incorporation Date / **9/12/2022**
Formation Date: (mm/dd/yyyy)

Entity Name: **MISTER SIZZLES EXPANSION LLC**

Entity Kind: **Limited Liability Company** Entity Type: **General**

Residency: **Domestic** State: **DELAWARE**

REGISTERED AGENT INFORMATION

Name: **HARVARD BUSINESS SERVICES, INC.**

Address: **16192 COASTAL HWY**

City: **LEWES** County: **Sussex**

State: **DE** Postal Code: **19958**

Phone: **302-645-7400**

Additional Information is available for a fee. You can retrieve Status for a fee of \$10.00 or more detailed information including current franchise tax assessment, current filing history and more for a fee of \$20.00.

Would you like ☐ Status ☐ Status, Tax & History Information

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EXHIBIT B

Department of State Division of Corporations

Entity Information

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Entity Details

ENTITY NAME: MISTER SIZZLES REAL ESTATE HOLDINGS LLC

DOS ID: 7270716

FOREIGN LEGAL NAME:

FICTITIOUS NAME:

ENTITY TYPE: DOMESTIC LIMITED LIABILITY COMPANY

DURATION DATE/LATEST DATE OF DISSOLUTION:

SECTION OF LAW: LIMITED LIABILITY COMPANY LAW - 203 LIMITED LIABILITY COMPANY LAW - LIMITED LIABILITY COMPANY LAW

ENTITY STATUS: ACTIVE

DATE OF INITIAL DOS FILING: 03/05/2024

REASON FOR STATUS:

EFFECTIVE DATE INITIAL FILING: 03/05/2024

INACTIVE DATE:

FOREIGN FORMATION DATE:

STATEMENT STATUS: CURRENT

COUNTY: WESTCHESTER

NEXT STATEMENT DUE DATE: 03/31/2026

JURISDICTION: NEW YORK, UNITED STATES

NFP CATEGORY:

[ENTITY DISPLAY](#)[NAME HISTORY](#)[FILING HISTORY](#)[MERGER HISTORY](#)[ASSUMED NAME HISTORY](#)

Service of Process on the Secretary of State as Agent

The Post Office address to which the Secretary of State shall mail a copy of any process against the corporation served upon the Secretary of State by personal delivery:

Name: ERIC PEARSON

Address: 66 PALMER AVE, STE 33B, BRONXVILLE, NY, UNITED STATES, 10708

Electronic Service of Process on the Secretary of State as agent: Permitted

Chief Executive Officer's Name and Address

Name:

Address:

Principal Executive Office Address

Address:

Registered Agent Name and Address

Name:

Address:

Entity Primary Location Name and Address

Name:

Address:

Farmcorpflag

Is The Entity A Farm Corporation: NO

Stock Information

Share Value

Number Of Shares

Value Per Share

Exhibit C

10/22/24, 9:57 AM

Trademark Status & Document Retrieval

For assistance with TSDR, email teas@uspto.gov and include your serial number, the document you are looking for, and a screenshot of any error messages you have received.

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Mark: MISTER SIZZLE'S BURGERS BEER SHAKES



US Serial Number: 97097681

Application Filing Date: Oct. 28, 2021

US Registration Number: 6922042

Registration Date: Dec. 13, 2022

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Service Mark

TM5 Common Status

Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Dec. 13, 2022

Publication Date: Sep. 27, 2022

Mark Information

Goods and Services

Basis Information (Case Level)

Current Owner(s) Information

Owner Name: Casey Casas

Owner Address: 109 Saranac Avenue
Buffalo, NEW YORK UNITED STATES 14216

Legal Entity Type: INDIVIDUAL

Citizenship: UNITED STATES

Attorney/Correspondence Information

Prosecution History

TM Staff and Location Information

Assignment Abstract Of Title Information - Click to Load

Proceedings - Click to Load

Feedback

10/22/24, 9:57 AM

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Exhibit D



1600 Liberty Building, 424 Main Street, Buffalo, New York 14202
P 716.854.3400 • www.rupppfalzgraf.com

R. ANTHONY RUPP III
rupp@RuppPfalzgraf.com

October 25, 2024

Via E-mail and Certified Mail

John Pantalena
16 Meadow Avenue
Bronxville, New York 10708
(john@phalanximpact.com)

Eric Pearson
66 Palmer Ave, Ste 33B
Bronxville, New York 10708
(eric@phalanximpact.com)

NOTICE TO CEASE AND DESIST

Dear Mr. Pantalena and Mr. Pearson:

Re: Intellectual Property / Mister Sizzle's
Our File No.: 12899.38452

Please be advised that this office represents Christopher Casas and Casey Casas in connection with their interest in Mister Sizzle's LLC ("Mister Sizzle's").

As you know, Casey Casas is the registered owner of United States Trademark Registration No. 6922042 for "MISTER SIZZLE'S BURGERS BEER SHAKES," which was filed on October 28, 2021, and registered on December 13, 2022, on the Principal Register of the United States Patent and Trademark Office. This registered trademark represents the unique brand identity of Mister Sizzle's, which, as you know, is a restaurant brand and concept developed exclusively by my clients. A copy of United States Trademark Registration No. 6922042 is enclosed.

It has come to our attention that you have engaged in unauthorized use of the Mister Sizzle's name and logo in connection with two entities, namely Mister Sizzles Expansion LLC and Mister Sizzles Real Estate Holdings LLC. These unauthorized uses of the Mister Sizzle's trademark and brand identity constitute trademark infringement.

As you should be aware, a trademark is a unique designation that allows the rightful owner to have the exclusive ability to use a particular mark to designate their goods and services. See *United Drug Co. v. Theodore Rectanus Co.*, 248 U.S. 90, 97-98 (1918).

RUPP PFALZGRAF LLC

John Pantalena
Eric Pearson
October 25, 2024
Page 2

Ms. Casas's federal trademark registration provides her with nationwide priority and the exclusive right to use the mark and associated branding elements.

Please accept this letter as formal notice that your continued use of the Mister Sizzle's name and logo, or any substantially similar marks, in connection with any business entities that do not include Casey Casas as an owner represents an infringement of our client's federally registered trademark. We hereby demand that you immediately cease and desist from the following:

1. Using the Mister Sizzle's name and logo in connection with Mister Sizzles Expansion LLC;
2. Using the Mister Sizzle's name and logo in connection with Mister Sizzles Real Estate Holdings LLC;
3. Using the Mister Sizzle's name and logo or any confusingly similar variation thereof for any purpose.

Furthermore, we hereby demand that you change the corporate names of Mister Sizzles Expansion LLC and Mister Sizzles Real Estate Holdings LLC to remove any reference to Mister Sizzle's.

Please immediately confirm your receipt of this letter and compliance with the demands herein. This letter is sent without prejudice to any of my clients' rights, all of which expressly are reserved.

Very truly yours,

A handwritten signature in blue ink, appearing to read "R. Anthony Rupp III", with a stylized flourish at the end.

R. Anthony Rupp III

cc (via e-mail):

Charles Ritter, Esq. (critter@dhpqlaw.com)
Mark Uba, Esq. (mru@ubalaw.com)

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